

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

THEATRICE FAIR,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

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Nos.: 3:12-CR-102-TWP-HBG;
3:17-CV-161-TWP

JUDGMENT ORDER

In accordance with the Memorandum Opinion entered today, it is **ORDERED** that Petitioner's § 2255 motion [Doc. 28 in No. 3:12-CR-102] is **DENIED**. A certificate of appealability from this decision is **DENIED**, as Petitioner has failed to demonstrate a substantial showing of the denial of a constitutional right. *See* U.S.C. § 2255(c)(2); *Slack v. McDaniel*, 529 U.S. 473, 484 (2000). There being no remaining issues, the Clerk of Court is **DIRECTED** to close the civil case.

Additionally, the Court **CERTIFIES** that any appeal from this action would not be taken in good faith and would be frivolous. Fed. R. App. P. 24. Therefore, Petitioner is **DENIED** leave to proceed *in forma pauperis* on appeal. Fed. R. App. P. 24.

ENTER:

s/ Thomas W. Phillips
SENIOR UNITED STATES DISTRICT JUDGE